

**AGENDA FOR THE  
REGULAR COUNCIL MEETING OF  
MONDAY, JUNE 14, 2004 AT 2:00 P.M.  
CITY ADMINISTRATION BUILDING  
COUNCIL CHAMBERS – 12<sup>TH</sup> FLOOR  
202 “C” STREET  
SAN DIEGO, CA 92101**

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ITEM-1: ROLL CALL.

ITEM-10: INVOCATION.

ITEM-20: PLEDGE OF ALLEGIANCE.

**=== LEGISLATIVE SCHEDULE ===**

Special Orders of Business

ITEM-30: Philippine Independence Anniversary Week.  
MAYOR MURPHY’S RECOMMENDATION: Adopt the resolution.

ITEM-31: Approval of Council Minutes.

### **NON-AGENDA PUBLIC COMMENT**

Non-agenda public comment is taken on Tuesday pursuant to the San Diego Municipal Code Section 22.0101.

### **CLOSED SESSION NOTICES, DISCLOSURE, AND PUBLIC COMMENT**

In accordance with the San Diego City Council Temporary Rule for Noticing and Conduct of Closed Session Meeting, adopted on March 29, 2004, this portion of the agenda is reserved for City Attorney comment, public comment, and City Council discussion of the content of the Closed Session Agenda scheduled for 9 a.m. on Tuesday, June 15, 2004. The Closed Session Agenda is separately available in the Office of the City Clerk and also posted at the same locations as the Open Session Agenda, including the City internet address.

**NOTE:** Members of the public wishing to address the City Council on any item on the Special Closed Session Agenda or the regular Closed Session Agenda should reference the closed session item number from the Closed Session Docket on the speaker slip. Speakers may speak “in favor” or “in opposition” to the subject.

#### **Information Item - No Action Required - The City Council shall:**

1) Consider any oral report from the City Attorney or City negotiators; 2) Accept testimony from any member of the public wishing to address the City Council on any item appearing on the Closed Session Agenda; 3) Questions and discussion by Council Members, limited to the facts as disclosed by the City Attorney or City negotiators and the basis or justification for consideration of the matter in closed session 4) Refer matters discussed to closed session.

### **REQUESTS FOR CONTINUANCE**

The Council will now consider requests to continue specific items.

=== LEGISLATIVE SCHEDULE (Continued) ===

Adoption Agenda, Consent Items

- ITEM-50: Adding Two Alternate Seats to the Sustainable Energy Advisory Board.  
MAYOR MURPHY'S RECOMMENDATION: Introduce the ordinance.
- ITEM-51: Amendment to Sublease and Maintenance Agreement with the San Diego Community Foundation Charitable Real Estate Fund. City Heights Community Area. (Dist. 3)  
CITY MANAGER'S RECOMMENDATION: Introduce the ordinance.
- ITEM-100: Fund Transfer for Maintaining and Repairing the City Owned Property at 4202-4212 National Avenue (Rental Unit Maintenance on 43<sup>rd</sup> and Logon N-I805). Southeastern San Diego Community Area. (Dists. 4 and 8)  
CITY MANAGER'S RECOMMENDATION: Adopt the resolution.
- ITEM-101: Fiscal Year 2005 Tax Appropriations Limit.  
CITY MANAGER'S RECOMMENDATION: Adopt the resolution.
- ITEM-102: Agreement with Tran Consulting Engineers for Televising Sewer Mains Annual Contract – 2004.  
NATURAL RESOURCES AND CULTURE COMMITTEE'S RECOMMENDATION On 4/28/2004, NR&C voted 5 to 0 to approve the project.
- ITEM-103: Three actions related to Grant Applications to Benefit Community Forest Initiative Programs.  
CITY MANAGER'S RECOMMENDATION: Adopt the resolutions.
- ITEM-104: Grant Application to Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Act of 2002 for Grantville Neighborhood Park-Play Area Upgrade. Navajo Community Area. (Dist. 7)  
CITY MANAGER'S RECOMMENDATION: Adopt the resolution.

=== LEGISLATIVE SCHEDULE (Continued) ===

Adoption Agenda, Consent Items (Continued)

ITEM-105: Additional State Grant Funding for Montgomery Field Perimeter Fencing and Access Control Improvements – Phase II. Kearny Mesa Community Area. (Dist. 6)

CITY MANAGER’S RECOMMENDATION: Adopt the resolution.

ITEM-106: Establishment of a Two-Hour Unmetered Parking Zone on Morning Way. University Community Area. (Dist. 1)

CITY MANAGER’S RECOMMENDATION: Adopt the resolution.

ITEM-107: Commercial Vehicle Prohibition on Rockhurst Drive between College Avenue and Madra Avenue. Navajo Community Area. (Dist. 7)

CITY MANAGER’S RECOMMENDATION: Adopt the resolution.

Public Notice

ITEM-250: Submission of Ballot Proposals.

Non-Docket Items

Adjournment in Honor of Appropriate Parties

Adjournment

**=== EXPANDED CITY COUNCIL AGENDA ===**

SPECIAL ORDERS OF BUSINESS

ITEM-30: Philippine Independence Anniversary Week.

**MAYOR MURPHY'S RECOMMENDATION:**

Adopt the following resolution:

(R-2004-1157)

Recognizing the 106<sup>th</sup> anniversary of Philippine independence from Spain and the ongoing efforts of the Council of Philippine American Organizations of San Diego County, Incorporated, the City of San Diego Filipino-American Employees Association, and others, to raise awareness of Filipino culture and heritage within our community;

Proclaiming June 12-18, 2004 to be "Philippine Independence Anniversary Week" in the City of San Diego.

ITEM-31: Approval of Council Minutes.

**TODAY'S ACTION IS:**

Approval of Council Minutes for the meetings of:

05/10/2004

05/11/2004

05/17/2004

05/18/2004

**CLOSED SESSION NOTICES, DISCLOSURE, AND PUBLIC COMMENT**

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**Information Item - No Action Required - The City Council shall:**

1) Consider any oral report from the City Attorney or City negotiators; 2) Accept testimony from any member of the public wishing to address the City Council on any item appearing on the Closed Session Agenda; 3) Questions and discussion by Council Members, limited to the facts as disclosed by the City Attorney or City negotiators and the basis or justification for consideration of the matter in closed session 4) Refer matters discussed to closed session.

**REQUEST FOR CONTINUANCE**

The Council will now consider requests to continue specific items.

**CONSENT ITEMS**

The following listed items are considered to be routine, and the appropriate Environmental Impact Reports have been considered. These items are indicated on the docket by a preceding asterisk (\*).

**ORDINANCES TO BE INTRODUCED:**

Items 50 and 51.

**RESOLUTIONS TO BE ADOPTED:**

Items 100, 101, 102, 103, 104, 105, 106, and 107.



ADOPTION AGENDA, CONSENT ITEMS

ORDINANCES TO BE INTRODUCED:

\* ITEM-50: Adding Two Alternate Seats to the Sustainable Energy Advisory Board.

(See memorandum from Mayor Dick Murphy, Councilmember Michael Zucchet, and Councilmember Donna Frye dated 5/27/2004.)

**MAYOR MURPHY'S RECOMMENDATION:**

Introduce the following ordinance:

(O-2004-144)

Introduction of an Ordinance amending Chapter 2, Article 6, of the San Diego Municipal Code by amending Section 26.04(b), relating to the Sustainable Energy Advisory Board.

ADOPTION AGENDA, CONSENT ITEMS (Continued)

ORDINANCES TO BE INTRODUCED: (Continued)

- \* ITEM-51: Amendment to Sublease and Maintenance Agreement with the San Diego Community Foundation Charitable Real Estate Fund.

(City Heights Community Area. District-3.)

**CITY MANAGER'S RECOMMENDATION:**

Introduce the following ordinance:

(O-2004-140)

Introduction of an Ordinance authorizing the City Manager to execute an amendment to the Sublease and Maintenance Agreement with the San Diego Community Foundation Charitable Real Estate Fund to allow monies granted to the City, pursuant to Section 6.2 of the Sublease, to be spent on library programs in City Heights in addition to park and recreation programs.

**CITY MANAGER SUPPORTING INFORMATION:**

On April 16, 1996, the City and the San Diego Community Foundation Charitable Real Estate Fund (Foundation) entered into a Sublease and Maintenance Agreement for the purposes of the City's operation and maintenance of the City Heights community center and library (City Clerk Document No. OO-18291).

Pursuant to the terms of this agreement, the Foundation makes an annual grant to the City Heights Town Council dependent on the Town Council raising \$150,000 in matching funds each of the ten years it is eligible to receive the annual grant. If in any given year the Town Council does not raise the matching funds, the monies that would have otherwise been allocated and granted to the Town Council shall be granted to the City to be spent on park and recreation programs in City Heights. The proposed amendment to the agreement provides for the monies to also be spent on library programs in City Heights.

**FISCAL IMPACT:**

No cost to the City.

Herring/Griffith/GDJ

**ADOPTION AGENDA, CONSENT ITEMS**

**RESOLUTIONS:**

- \* ITEM-100: Fund Transfer for Maintaining and Repairing the City Owned Property at 4202-4212 National Avenue (Rental Unit Maintenance on 43<sup>rd</sup> and Logon N-I805).

(Southeastern San Diego Community Area. Districts-4 and 8.)

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-2004-1329)

Authorizing the appropriation and expenditure of an amount not to exceed \$50,000 from Fund 30300, to Job Order 155522, for the purpose of maintaining and repairing the City-owned property located at 4202-4212 National Avenue (Rental Unit Maintenance on 43<sup>rd</sup> and Logon N-I805), solely and exclusively, for the purpose of providing funds for the Project and related costs, provided that the City Auditor and Comptroller first furnishes one or more certificates certifying that the funds are, or will be, on deposit with the City Treasurer.

**CITY MANAGER SUPPORTING INFORMATION:**

In 1998, the City acquired the commercial property located at 4202-4212 National Avenue as part of the National Avenue Street Realignment Project (CIP-52-409.0). This property is currently being rented out for commercial use until the project can be constructed. In order to keep the property fully leased, a budget is required for ongoing repairs. It is projected that the City will collect \$50,000 in rental income for Fiscal Year 2004 based on prior year rental income collected. The property site consists of 2 vacant lots containing a total of approximately 24,000 square feet, and a small, 3 tenant strip center, containing 3 stores, on approximately 21,000 square feet. The property needs interim maintenance and repairs that can no longer be deferred. These ongoing repairs are needed for maintenance, including trash and debris removal, graffiti removal, plumbing repairs and minor repairs to common areas of the property, such as the parking lot and sidewalk in front of the property. It is proposed that the rental revenue collected from this property be used to fund repairs by allocating 25% or \$13,000 to fund future repair and maintenance expenses this Fiscal Year. The \$37,000 deficit recovery represents unbudgeted expenses previously incurred in maintaining the aging neighborhood strip center up to an acceptable level to ensure that it is safe, clean, and habitable for rental. This deficit recovery included a new roof and major repairs to the electrical system. Future rental income will be collected to pay for future maintenance and repairs by request with the City's Financial Management Department on an annual basis via the Property Agent in Real Estate Assets Department.

ADOPTION AGENDA, CONSENT ITEMS (Continued)

RESOLUTIONS: (Continued)

\* ITEM-100: (Continued)

**FISCAL IMPACT:**

Funding in the amount of \$50,000 is available from Fund 30300 this Fiscal Year.

Loveland/Belock/PB

Aud. Cert. 2401128.

ADOPTION AGENDA, CONSENT ITEMS (Continued)

RESOLUTIONS: (Continued)

\* ITEM-101: Fiscal Year 2005 Tax Appropriations Limit.

(See City Manager Report CMR-04-124.)

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-2004-1314)

Establishing the following tax appropriations limit for the City of San Diego, pursuant to the authority of California Government Code, Division 9, Title 1 (Sections 7900 et seq.):

Established for Fiscal Year 2002	\$603,258,862
Established for Fiscal Year 2003	\$684,004,095
Established for Fiscal Year 2004	\$807,446,834
Established for Fiscal Year 2005	\$924,630,272

Declaring that, pursuant to the requirements of Section 7910 of the California Government Code, the documentation upon which the tax appropriations limit herein established has been determined, has been made available for public information and review at the Office of the City Clerk since June 1, 2004.

ADOPTION AGENDA, CONSENT ITEMS (Continued)

RESOLUTIONS: (Continued)

- \* ITEM-102: Agreement with Tran Consulting Engineers for Televising Sewer Mains Annual Contract – 2004.

(See memorandum from Scott Tulloch dated 4/21/2004.)

**TODAY'S ACTION IS:**

Adopt the following resolution:

(R-2004-1318)

Authorizing the City Manager to execute an agreement with Tran Consulting Engineers for an amount not to exceed \$2,053,691, under the terms and conditions set forth in the Agreement;

Authorizing the expenditure of an amount not to exceed \$1,753,691, from Fund No. 41506, Department 773, Org. No. 820, Job Order 8206, for the purpose of providing funds for Phase I of the Project;

Authorizing the expenditure of \$300,000 from Fund No. 41506, CIP-46-169.0, East Mission Gorge Force Main Rehabilitation, for the purpose of funding Phase II of the Project, contingent upon City Council approval of this funding in the Originating Department's Capital Improvement Program budget for Fiscal Year 2005 and provided that the City Auditor and Comptroller first furnishes one or more certificates demonstrating that the funds necessary for expenditure for Phase II are, or will be, on deposit in the City Treasury;

Authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess funds, if any, to the appropriate reserves.

**NATURAL RESOURCES AND CULTURE COMMITTEE'S RECOMMENDATION:**

On 4/28/2004, NR&C voted 5 to 0 to approve the project. (Councilmembers Zucchet, Lewis Frye, Madaffer, and Inzunza voted yea.)

ADOPTION AGENDA, CONSENT ITEMS (Continued)

RESOLUTIONS: (Continued)

\* ITEM-102: (Continued)

**SUPPORTING INFORMATION:**

This request is to enter into a one year agreement with Tran Consulting Engineers for televising sewer mains to do condition assessment, in the amount of \$2,053,691. On February 12, 2004, the City held interviews with five (5) firms, and Tran consulting Engineers was selected as the best qualified firm to provide this service. Prime subcontractors on this project are Camp Dresser & McKee, Aguirre & Associates, Katz Okitsu & Associates, Acme Safety & Supply Company, Empire Cleaning and Equipment, Inc., Video Inspection Specialists, and United Storm Water, Inc.

The work to be performed under this agreement will consist of televising selected sewers, located in various parts of City of San Diego, and to assess their existing condition. A total of 90 miles of City gravity sewers ranging from 6 inches to 96 inches in diameter will be televised and assessed. Approximately 10 miles of these are located in remote areas (i.e. open space areas, canyons, and backyards) but most can be assessed via existing utility roads. Where there is no existing access road, the consultant will hand-carry equipment to the inspection site. Erosion control and restoration needs will be determined prior to impacts occurring, and then implemented as required. The work also includes the inspection and assessment of the East Mission Gorge force main, a 48 inch concrete cylinder pipe.

The consultant will also prepare inspection reports to document the observed condition of pipelines and any structural defects. This report will be instrumental in evaluating the condition of sewer mains and identifying locations where rehabilitation, replacement, or cleaning is required.

The inspection and report work will be completed within three hundred sixty five (365) days from the Notice to Proceed date. The agreement includes an option to extend the agreement for a period of up to two (2) additional years, in one (1) year increments. This contract is a continuation of the City's program to inspect and assess sewer pipes.

**FISCAL IMPACT:**

The total cost of this action is \$2,053,691 of which \$1,753,691 is for Phase I in Fiscal Year 2004, and \$300,000 is for Phase II in Fiscal Year 2005.

Mendes/Tulloch/DG

Aud. Cert. 2401109.

ADOPTION AGENDA, CONSENT ITEMS (Continued)

RESOLUTIONS: (Continued)

- \* ITEM-103: Three actions related to Grant Applications to Benefit Community Forest Initiative Programs.

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolutions:

Subitem-A: (R-2004-1275)

Authorizing the City Manager to apply to the Metropolitan Water District of Southern California (MWD) for the Grant, to provide for establishment-watering for 100 jacaranda trees on Morena Boulevard during May and June 2004 (Project);

Authorizing the City Manager to take all necessary actions to secure the Grant and to negotiate and execute all agreements necessary to comply with the MWD's grant requirements;

Authorizing the City Manager to accept the Grant if they are secured;

Authorizing the City Auditor and Comptroller to establish a special interest-bearing fund, Fund 10506-MWD Grant – Tree Establishment-Watering, for the \$2,000 Grant, for the Project;

Authorizing the City Auditor and Comptroller, upon receipt of a fully executed grant agreement, to appropriate and expend an amount not to exceed \$2,000 from Fund 10506, MWD Grant – Tree Establishment – Water, for the Project.

Subitem-B: (R-2004-1276)

Authorizing the City Manager to apply to the California Department of Forestry and Fire Protection's "National Tree Trust/California ReLeaf 2004 Urban Forestry Grant Program" (NTT/CR) for the Grant, for the purpose of Spanish translating into Spanish the Community Forest Initiative's urban forestry outreach/education materials (Project);

Authorizing the City Manager to take all necessary actions to secure the Grant and to negotiate and execute all agreements necessary to comply with the NTT/CR's grant requirements;



ADOPTION AGENDA, CONSENT ITEMS (Continued)

RESOLUTIONS: (Continued)

\* ITEM-103: (Continued)

Subitem-B: (Continued)

Authorizing the City Manager to accept the Grant if they are secured;

Authorizing the City Auditor and Comptroller to establish a special interest-bearing fund, Fund 38290, National Tree Trust/CA ReLeaf Grant – Spanish Translation of Urban Forestry Education Materials, for the \$6,232 Grant, for the Project;

Authorizing the City Auditor and Comptroller, upon receipt of a fully executed grant agreement, to appropriate and expend an amount not to exceed \$6,232 from Fund 38290, National Tree Trust/CA ReLeaf Grant – Spanish Translation of Urban Forestry Education Materials, for the Project.

Subitem-C: (R-2004-1277)

Authorizing the City Manager to apply to National Tree Trust/California ReLeaf's Network Exchange Program (RNE), for the purpose of paying a speaker's fee to the nonprofit group, TreePeople, for making a presentation about its successful programs and methodologies to the City of San Diego's Community forest Advisory Board (Project);

Authorizing the City Manager to take all necessary actions to secure the Grant and to negotiate and execute all agreements necessary to comply with the RNE's grant requirements;

Authorizing the City Manager to accept the Grant if they are secured;

Authorizing the City Auditor and Comptroller to establish a special interest-bearing fund, Fund 38291, CA ReLeaf Grant – Network Exchange, for the \$1,000 Grant, for the Project;

Authorizing the City Auditor and Comptroller, upon receipt of a fully executed grant agreement, to appropriate and expend an amount not to exceed \$1,000 from Fund 38291, CA ReLeaf Grant – Network Exchange, for the Project.

ADOPTION AGENDA, CONSENT ITEMS (Continued)

RESOLUTIONS: (Continued)

\* ITEM-103: (Continued)

**CITY MANAGER SUPPORTING INFORMATION:**

Three grant applications to benefit programs of the Community Forest Initiative were erroneously submitted without prior City Council authorization. Today's action retroactively requests permission to apply for and accept the following three grants, and to expend the funds.

Grant #1: Metropolitan Water District (MWD) of Southern California's "Community Partnering Program 2003-04" offered grants of up to \$20,000 to support water conservation efforts. City of San Diego's Community Forest Advisory Board applied for \$20,000 to help provide contractual watering of street trees during the first three years after planting (the establishment period), where there are no adjacent property owners to water the trees. MWD awarded a grant of \$2,000. The best use of these funds is to fill a \$2,000 gap in existing funding for watering the 100 jacaranda trees planted in the public right-of-way of Morena Blvd. on February 28, 2003.

Grant #2: California Department of Forestry and Fire Protection's "National Tree Trust/California ReLeaf 2004 Urban Forestry Grant Program" offered grants of up to \$7,500 for urban forestry outreach/education projects. City of San Diego's Community Forest Advisory Board applied for a \$6,232 grant to translate into Spanish its outreach/education brochures for the Community Forest Initiative. Notification has been received that the project was selected for funding.

Grant #3: National Tree Trust/California ReLeaf's "Network Exchange" program offered grants of up to \$1,000 for members of the California ReLeaf network to obtain mentoring services from other members of the network. The City of San Diego's Community Forest Advisory Board is a member of the California ReLeaf network and applied for a grant to pay a speaker's fee to the Los Angeles nonprofit organization, TreePeople, to make a presentation about its successful programs and methodologies to the City of San Diego's Community Forest Advisory Board.

**FISCAL IMPACT:**

Accept a total of \$9,232 in grants from the three agencies. No City matching funds are required.

Mendes/Sierra/TW

Aud. Cert. 2401122.

ADOPTION AGENDA, CONSENT ITEMS (Continued)

RESOLUTIONS: (Continued)

- \* ITEM-104: Grant Application to Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Act of 2002 for Grantville Neighborhood Park-Play Area Upgrade.

(See memorandum from Councilmember Madaffer dated 4/26/2004. Navajo Community Area. District-7.)

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-2004-1320)

Authorizing the City Manager to apply to the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Act of 2002 (SNP) for the Grant, for the Grantville Neighborhood Park-Play Area Upgrade Project;

Authorizing the City Manager to take all necessary actions to secure the Grant and to negotiate and execute all agreements necessary to comply with the SNP's grant requirements;

Authorizing the City Manager to accept the Grant if it is secured;

Authorizing the City Auditor and Comptroller to establish a special interest-bearing fund for the Grant;

Authorizing the City Auditor and Comptroller to increase by \$25,000 the Fiscal Year 2004 Capital Improvements Program Budget in CIP-29-555.0, Grantville Neighborhood Park-Play Area Upgrade, in Fund No. 11380, Park Service District Fees;

Authorizing the City Auditor and Comptroller to appropriate and expend an amount not to exceed \$25,000 from CIP-29-555.0, Grantville Neighborhood Park-Play Area Upgrade, in Fund No. 11380, Park Service District Fees, for the Project;

Authorizing the City Auditor and Comptroller to increase by \$128,536 the Fiscal Year 2004 Capital Improvements Program Budget in CIP-29-555.0, Grantville Neighborhood Park-Play Area Upgrade, in Fund No. 79506, Navajo Developer Impact Fees;

ADOPTION AGENDA, CONSENT ITEMS (Continued)

RESOLUTIONS: (Continued)

\* ITEM-104: (Continued)

Authorizing the City Auditor and Comptroller to appropriate and expend an amount not to exceed \$128,536 from CIP-29-555.0, Grantville Neighborhood Park-Play Area Upgrade, in Fund No. 79506, Navajo Developer Impact Fees, for the Project;

Authorizing, upon receipt of a fully executed grant agreement, the City Auditor and Comptroller to increase by \$128,536 the Fiscal Year 2004 Capital Improvements Program Budget in CIP-29-555.0, Grantville Neighborhood Park-Play Area Upgrade, in Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Act of 2002 Resources Bond;

Authorizing, upon receipt of a fully executed grant agreement, the City Auditor and Comptroller to appropriate and expend an amount not to exceed \$128,536 from CIP-29-555.0, Grantville Neighborhood Park-Play Area Upgrade, in Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Act of 2002 Resources Bond, for the Project.

**CITY MANAGER SUPPORTING INFORMATION:**

In March 2002, California voters approved Proposition 40, the \$2.6 billion 2002 State Resources Bond "Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Act of 2002" (bond). Based upon State Department of Finance population figures as of January 1, 2002, the City of San Diego is allocated a total of \$11,063,430 on a Per Capita basis from the bond. On December 8, 2003, the Mayor and City Council approved Resolution R-298699, which included a distribution of the Per Capita/RZH Per Capita funds to each council district, with a portion of the funding set aside for projects with citywide and regional impact. Effective February 20, 2004, the City of San Diego received a fully executed contract from the State Department of Parks and Recreation for the Per Capita/RZH Per Capita funds.

By State law, all public play areas must conform to the Consumer Product Safety Commission and American Society of Testing Materials Guidelines. Additionally, play areas are to be brought into compliance with Americans with Disabilities Act Guidelines. The equipment at the Grantville Neighborhood Park requires accessibility upgrades. This project will provide for a new play area that will be in full compliance with State and Federal safety and accessibility guidelines. This project was approved by the Allied Gardens Recreation Council and is located within the Navajo Community Planning Area.

ADOPTION AGENDA, CONSENT ITEMS (Continued)

RESOLUTIONS: (Continued)

\* ITEM-104: (Continued)

**FISCAL IMPACT:**

Funding for this increase in the amount of \$282,072 is available from the following sources: Fund No. 11380 Park Services District Fees (\$25,000); Fund No. 79506, Navajo Development Impact Fees (\$128,536) and Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Act of 2002 Bond (\$128,536).

Herring/Oppenheim/AP

Aud. Cert. 2401116.

ADOPTION AGENDA, CONSENT ITEMS (Continued)

RESOLUTIONS: (Continued)

- \* ITEM-105: Additional State Grant Funding for Montgomery Field Perimeter Fencing and Access Control Improvements – Phase II.

(Kearny Mesa Community Area. District-6.)

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-2004-1244)

Authorizing the City Manager to accept from the State Department of Transportation an increase in grant funding in the amount of \$45,833, for Phase II of the Perimeter Fencing and Access Control Project at Montgomery Field Airport;

Authorizing the City Auditor and Comptroller to deposit the funds received from the State Department of Transportation into Fund No. 30244, Department 30244 for CIP-31-339.0;

Authorizing the City Manager to expend the additional State grant funding in the amount of \$45,833 for the Project.

**CITY MANAGER SUPPORTING INFORMATION:**

The purpose of this action is to request authorization for the City Manager to apply for, accept, and expend additional State Grant funding in the amount of \$45,833, for Phase II of the Montgomery Field Airport Perimeter Fence and Access Control Project at Montgomery Field Airport.

On May 6, 2003, the Council adopted Resolution R-297919, which authorized funding for the Phase II project. Among other items related to the Phase II, this Resolution authorized the City to accept a Grant Offer from Federal Aviation Administration in the amount of \$750,000, and from the State of California in the amount of \$37,500. The City was recently notified that the State had funding available to provide \$83,333, an increase of \$45,833 over what R-297919 previously authorized for Phase II. In order to accept the increase grant amount, a new resolution is required.

ADOPTION AGENDA, CONSENT ITEMS (Continued)

RESOLUTIONS: (Continued)

\* ITEM-105: (Continued)

**FISCAL IMPACT:**

The request for the new resolution increases the total State grant funding of Phase II for the Airport Perimeter Fence and Access Control Project to \$83,333 and the total project cost to \$833,333.

Herring/Griffith/Means

ADOPTION AGENDA, CONSENT ITEMS (Continued)

RESOLUTIONS: (Continued)

\* ITEM-106: Establishment of a Two-Hour Unmetered Parking Zone on Morning Way.

(University Community Area. District-1.)

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-2004-1256)

Establishing a parking time limit of two hours on both sides of Morning Way between its western terminus and Villa La Jolla Drive, effective between the hours of 8:00 a.m. and 4:00 p.m., Saturdays, Sundays, and certain holidays excepted, pursuant to authority conferred by and in accordance with the provisions of Section 86.04 of the San Diego Municipal Code;

Authorizing the installation of the necessary signs and markings to be made on said street, and that the regulations hereinabove imposed shall become effective upon the installation of such signs.

**CITY MANAGER SUPPORTING INFORMATION:**

This action will authorize the City Manager to establish two-hour time limit unmetered parking on both sides of Morning Way between its western terminus and Villa La Jolla Drive. The two-hour time limit zone will be effective from 8:00 a.m. to 4:00 p.m. Monday through Friday, with Saturdays, Sundays, and certain holidays excepted. This action is in accordance with Municipal Code Section 86.04 and Council Policy 200-04, Installation or Removal of Time Limit Parking Zones and Parking Meter Zones.

Morning Way is a residential street fronted by condominium units. The residents expressed concern with long term parking on the street by UCSD students and requested time limit parking. They submitted a petition signed by more than 75% of the residents to initiate a parking study by the City. Staff has conducted a parking duration study, which showed a high level of occupancy and a low turnover of parking on this street. Therefore, time limit parking is recommended. In addition, the University Community Planning Group is in support of this proposal.



ADOPTION AGENDA, CONSENT ITEMS (Continued)

RESOLUTIONS: (Continued)

\* ITEM-106: (Continued)

**FISCAL IMPACT:**

Fiscal Impact is \$1,800. Funds are not budgeted for this purpose. However, Street Division will reprioritize other maintenance needs in order to complete this project.

Mendes/Belock/VW

ADOPTION AGENDA, CONSENT ITEMS (Continued)

RESOLUTIONS: (Continued)

- \* ITEM-107: Commercial Vehicle Prohibition on Rockhurst Drive between College Avenue and Madra Avenue.

(Navajo Community Area. District-7.)

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-2004-1257)

Prohibiting commercial vehicles with a gross vehicle weight rating of over 10,000 pounds from operating on Rockhurst Drive between College Avenue and Madra Avenue, pursuant to San Diego Municipal Code Section 85.04;

Authorizing the installation of the necessary signs and markings to be made on said streets, and the regulations hereinabove imposed shall become effective upon the installation of such signs.

**CITY MANAGER SUPPORTING INFORMATION:**

This action prohibits commercial vehicles with a rated capacity of five tons or more from using Rockhurst Drive between College Avenue and Madra Avenue. By law, passenger buses, public utility vehicles, and commercial vehicles with an origin or destination on the affected street are exempt from this provision. Alternate routes for commercial vehicles include Navajo Road and Jackson Drive. Council approval is required according to Municipal Code Section 85.04.

The affected section of Rockhurst Drive is residential in nature, and for that reason, the subject restriction is appropriate and will have no adverse impacts to commercial uses. Eighty three percent of residents fronting Rockhurst Drive have petitioned for this action, and staff supports its approval.

**FISCAL IMPACT:**

\$300. Funds are not budgeted for this purpose. However, Street Division will reprioritize other maintenance needs in order to complete this project.

Mendes/Belock/VW

PUBLIC NOTICE:

Items are listed under Public Notice as a matter of public record only. These items do not require Council action and there is no public testimony.

## ITEM-250: SUBMISSION OF BALLOT PROPOSALS

City Council Policy 000-21 establishes the procedure for submittal of ballot proposals. The Council Policy states that members of the public shall submit proposals to the City Clerk, who shall then transmit them promptly to the Rules Committee for review and comment. The proposals must be submitted in time to allow the City Clerk to list on the Council Docket 127 days prior to the election the ballot proposals which have been referred back to Council following Rules Committee review.

Therefore, the City Clerk's Office has established the following administrative guidelines for the November 2, 2004 election:

<u>DAY</u>	<u>DATE</u>	<u>DAYS BEFORE ELECTION</u>	<u>EVENT</u>
Friday	5/28/2004	158	LAST DATE (10:00 a.m.) for public, departments, and agencies to submit ballot proposals to City Clerk for review by Rules Committee.
Wednesday	6/16/2004	139	Rules Committee review of ballot proposals.
Monday	6/21/2004	134	Council Docket (PUBLIC NOTICE) lists proposals referred by Rules Committee.
Monday	6/28/2004	127	Council adopts propositions for ballot; directs City Attorney to prepare ordinances.
Monday	through 7/19/2004	to 106	
Monday	7/26/2004	99	Council adopts ordinances prepared by City Attorney.
Friday	8/06/2004	88	Last day for City Clerk to file with Registrar of Voters all elections material.
Thursday	8/19/2004	75	Last day to file ballot arguments with City Clerk.

If you have questions, please contact the Office of the City Clerk at (619) 533-4025.

NON-DOCKET ITEMS

ADJOURNMENT IN HONOR OF APPROPRIATE PARTIES

ADJOURNMENT